

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION**

**MERWYN SMITH, individually
and on behalf of all others similarly
situated;**

Plaintiff,

VS.

**FRONTIER HEALTH CARE
SERVICES, INC., and CLEMENT
AKOSILE,**

Defendants

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**CAUSE NO. 2:17-cv-00129-MHW-TPK**

## JURY TRIAL DEMANDED

**COLLECTIVE ACTION PURSUANT  
TO 29 U.S.C. § 216(b) and CLASS  
ACTION PURSUANT TO FRCP 23**

**NOTICE OF VOLUNTARY DISMISSAL WITH PREJUDICE**

COMES NOW, Plaintiff, Merwyn Smith, by and through her attorneys of record, and hereby files this Notice of Dismissal With Prejudice pursuant to Fed. Rule Civil Procedure 41(a)(1)(A)(i).

- I. Plaintiff filed her original Complaint against Defendants on February 13, 2017;
- II. Defendants have been served but have not filed an Answer.
- III. Although filed as a class action, no class has been certified by the Court.
- IV. Plaintiff, Merwyn Smith, files this Notice of Dismissal with the intention of dismissing all claims against Defendants with prejudice.

Dated: May 23, 2017

Respectfully submitted:

By: /s/ Scott E. Brady

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